IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.168 OF 2007
IN
SUMMARY SUIT NO. 972 OF 2006

M.J. Patel (India) Ltd. ... Plaintiff.

V/s.

Mertex UK Ltd. ... Defendant.

Mr. J.M. Sidhwa i/b. Mr. A.M. Joshi for the Plaintiff.
Mrs. F. Philip i/b. Singhania & Partners for the Defendant.

CORAM : DR. D.Y. CHANDRACHUD,J.

18TH JUNE 2007.

P.C. :-

. The genuineness and authenticity of the fax message at Exhibit 'A' to the plaint has been seriously disputed and it has been urged that the Defendant was not engaged for the purpose of procuring orders but only to assist in the technical specifications. Serious triable issue arise. Unconditional leave is accordingly granted to defend the suit.

2. The written statement to be filed within a period of 6 weeks from today. The Summons for Judgment is disposed of accordingly.